

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

UNITED SERVICES AUTOMOBILE
ASSOCIATION

v.

WELLS FARGO BANK, N.A.

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Case No. 2:18-cv-245- JRG

**MINUTES FOR JURY TRIAL DAY TWO
HELD BEFORE U. S. DISTRICT JUDGE RODNEY GILSTRAP
October 31, 2019**

OPEN: 8:40 a.m.

ADJOURN: 6:00 p.m.

ATTORNEYS FOR PLAINTIFF:	See attached.
ATTORNEYS FOR DEFENDANT:	See attached.
LAW CLERKS:	Matthew Wood Adam Ahnhut Christian Chessman
COURT REPORTER:	Shelly Holmes, CSR-TCRR
COURTROOM DEPUTY:	Jan Lockhart

<u>TIME</u>	<u>MINUTES</u>
8:40 a.m.	Court opened. Exhibits used prior day read into the record.
8:45 a.m.	Jury returned to the courtroom. Direct examination of Thomas Conte, Ph.D. by Mr. Rowles.
9:35 a.m.	Cross examination of Thomas Conte, Ph.D. by Mr. Melsheimer.
10:05 a.m.	Bench conference.
10:09 a.m.	Recess.
10:25 a.m.	Court reconvened. Court ORDERED the parties to meet and confer re final jury instructions and verdict form to be submitted by 12:00 p.m., November 1, 2019.
10:27 a.m.	Jury returned to the courtroom. Cross examination of Thomas Conte, Ph.D. by Mr. Melsheimer.
10:43 a.m.	Bench conference.
10:45 a.m.	Cross examination of Thomas Conte, Ph.D. by Mr. Melsheimer.
11:03 a.m.	Bench conference.
11:04 a.m.	Cross examination of Thomas Conte, Ph.D. by Mr. Melsheimer.

TIME	MINUTES
11:58 a.m.	Bench conference.
11:59 a.m.	Cross examination of Thomas Conte, Ph.D. by Mr. Melsheimer.
12:05 p.m.	Lunch recess
1:08 p.m.	Court reconvened. Jury returned to the courtroom. Cross examination of Thomas Conte, Ph.D. by Mr. Melsheimer.
1:24 p.m.	Bench conference.
1:25 p.m.	Cross examination of Thomas Conte, Ph.D. by Mr. Melsheimer.
1:28 p.m.	Redirect examination of Thomas Conte, Ph.D. by Mr. Rowles.
1:51 p.m.	Recross examination of Thomas Conte, Ph.D. by Mr. Melsheimer. Bench conference
1:57 p.m.	Recross examination of Thomas Conte, Ph.D. by Mr. Melsheimer.
1:58 p.m.	Bench conference. Recross examination of Thomas Conte, Ph.D. by Mr. Melsheimer.
2:03 p.m.	Direct examination of Matthew Calman by Ms. Glasser.
2:36 p.m.	Bench conference.
2:37 p.m.	Direct examination of Matthew Calman by Ms. Glasser.
2:42 p.m.	Bench conference.
2:43 p.m.	Direct examination of Matthew Calman by Ms. Glasser.
3:04 p.m.	Ms. Glasser passed the witness. Bench conference.
3:05 p.m.	Recess.
3:06 p.m.	Hearing outside the presence of the Jury.
3:07 p.m.	Recess.
3:41 p.m.	Court reconvened. Bench conference.
3:48 p.m.	Jury returned to the Courtroom. Cross examination of Matthew Calman by Mr. Melsheimer.
4:45 p.m.	Redirect examination of Matthew Calman by Ms. Glasser.
4:51 pm.	Parties passed the witness. Bench conference.
4:52 p.m.	Direct examination of Roy Weinstein by Mr. Bunt.
5:31 p.m.	Bench conference.
5:34 p.m.	Direct examination of Roy Weinstein by Mr. Bunt.
6:00 p.m.	Mr. Bunt addressed the deadline for submitting proposed jury instructions and the final verdict form. The Court extended the deadline to 5:00 p.m. Friday, November 1, 2019. Court adjourned.